Application Ser. No. 10/790,651 Attorney Docket No. 5910-168

Client Ref.: P0031061.49

REMARKS

Claim Amendments

Claim 53 has been amended to correct an obvious typographical error, without

narrowing the scope thereof. No new matter is introduced.

Allowed Claims

Applicant notes with appreciation that claims 1-4, 6-7, 15-28, 33, 37 are indicated

as allowed in the Action; as such, these claims are not discussed further herein.

Claim Rejections

Claim 53 stands rejected under §112, ¶2 related to antecedent basis for "the

implant member." Claim 53 has been amended so that "the implant member" now

reads "the implant," with the latter term finding antecedent in line 3. In view of this

amendment, Applicant requests withdrawal of the corresponding §112 rejection.

Further, Applicant notes that there are no other rejections for claim 53. As such,

Applicant submits that claim 53 is in condition for allowance.

In view of the above amendments and remarks, the Applicant submits that the

present application is in condition for allowance.

Respectfully submitted,

COATS & BENNETT, P.L.L.C.

Dated: 9 September 2009

Jøhn R. Owen

Registration No.: 42,055

Telephone: (919) 854-1844

8 of 8